

7-4-2631. Fees of county clerk. (1) Except as provided in [7-4-2632](#) and [7-4-2637](#), the county clerks shall charge, for the use of their respective counties:

- (a) for recording and indexing each certificate of location of a quartz or placer mining claim or millsite claim, including a certificate that the instrument has been recorded with seal affixed, \$6;
 - (b) for recording and indexing each affidavit of annual labor on a mining claim, including certificate that the instrument has been recorded with seal affixed:
 - (i) for the first mining claim in the affidavit, \$3; and
 - (ii) for each additional mining claim included in it, 50 cents;
 - (c) for filing and indexing each writ of attachment, execution, certificate of sale, lien, or other instrument required by law to be filed and indexed, \$5;
 - (d) for filing of subdivision and townsite plats, \$5 plus:
 - (i) for each lot up to and including 100, 50 cents;
 - (ii) for each additional lot in excess of 100, 25 cents;
 - (e) for filing certificates of surveys and amendments thereto, \$5 plus 50 cents per tract or lot;
 - (f) for a copy of a record or paper:
 - (i) for the first page of any document, 50 cents, and 25 cents for each subsequent page; and
 - (ii) for each certification with seal affixed, \$2;
 - (g) for searching an index record of files of the office for each year when required in abstracting or otherwise, 50 cents;
 - (h) for administering an oath with certificate and seal, no charge;
 - (i) for taking and certifying an acknowledgment, with seal affixed, for signature to it, no charge;
 - (j) for filing, indexing, or other services provided for by Title 30, chapter 9A, part 5, the fees prescribed under those sections;
 - (k) for recording each stock subscription and contract, stock certificate, and articles of incorporation for water users' associations, \$3;
 - (l) for filing a copy of notarial commission and issuing a certificate of official character of such notary public, \$2;
 - (m) for each certified copy of a birth certificate, \$5, and for each certified copy of a death certificate, \$3;
 - (n) for filing, recording, or indexing any other instrument not expressly provided for in this section or [7-4-2632](#), the same fee provided in this section or [7-4-2632](#) for a similar service.
- (2) State agencies submitting documents to be put of record shall pay the fees provided for in this section. If a state agency or political subdivision has requested an account with the county clerk, any applicable fees must be paid on a periodic basis.

History: Ap.p. Sec. 4635, Pol. C. 1895; re-en. Sec. 3168, Rev. C. 1907; amd. Sec. 1, Ch. 117, L. 1911; re-en. Sec. 4917, R.C.M. 1921; re-en. Sec. 4917, R.C.M. 1935; amd. Sec. 1, Ch. 87, L. 1941; amd. Sec. 1, Ch. 90, L. 1953; amd. Sec. 1, Ch. 202, L. 1955; amd. Sec. 2, Ch. 148, L. 1957; amd. Sec. 1, Ch. 9, L. 1959; amd. Sec. 11-115, Ch. 264, L. 1963; amd. Sec. 73, Ch. 348, L. 1974; amd. Sec. 32, Ch. 213, L. 1975; Sec. 25-231, R.C.M. 1947; Ap.p. Sec. 1, Ch. 68, L. 1909; re-en. Sec. 4467, R.C.M. 1921; re-en. Sec. 4467, R.C.M. 1935; Sec. 16-1101, R.C.M. 1947; Ap.p. Sec. 8, Ch. 198, L. 1961; Sec. 70-415, R.C.M. 1947; R.C.M. 1947, 16-1101(part), 25-231(part), 70-415(part); amd. Sec. 1, Ch. 487, L. 1979; amd. Sec. 1, Ch. 414, L. 1981; amd. Sec. 1, Ch. 467, L. 1983; amd. Sec. 2, Ch. 14, L. 1985; amd. Sec. 1, Ch. 27, L. 1985; amd. Sec. 6, Ch. 220, L. 1985; amd. Sec. 10, Ch. 370, L. 1987; amd. Sec. 1, Ch. 37, L. 1989; amd. Sec. 1, Ch. 292, L. 1989; amd. Sec. 1, Ch. 451, L. 1991; amd. Sec. 127, Ch. 305, L. 1999; amd. Sec. 3, Ch. 571, L. 2003.